



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 2  
CARIBBEAN ENVIRONMENTAL PROTECTION DIVISION  
City View Plaza II – Suite 7000  
#48 PR-165 km 1.2  
Guaynabo, PR 00968-8069

27 AUG 2014

Mr. J. Ramón Rivera Morales  
420 Ponce de Leon Fourth Floor  
San Juan PR 00936

**Re: Freedom of Information Act (FOIA) Request No. FOIA EPA-R2-2014-008993**

Dear Mr. J. Ramón Rivera Morales,

This is written in response to your FOIA request of July 30, 2014 in which you request the full report and documents on the investigation conducted by the United States Environmental Protection Agency (EPA) of the explosion and fire that occurred on October 23, 2009 at the facilities of the Caribbean Petroleum Corporation (the Gulf Oil Facility) located at the Luchetti Industrial Park at Bayamon, Puerto Rico and the Spill Prevention Control, and Countermeasure Plan, prepared and submitted to the EPA by the Caribbean Petroleum Corporation (Caribbean Petroleum Refining LP) and in effect in October, 2009.

Regarding your request for the “full report and documentation on the investigation conducted by the United States Environmental Protection Agency (EPA) of the explosion and fire that occurred in October 23, 2009 at the facility of the Caribbean Refining Corporation (the Gulf Oil Facility)”. Be advised that EPA did not have an investigative role during this emergency response. EPA’s primary functions were related to emergency response operations, Site clean-up, and consequence management. Therefore, EPA does not have any documents that are responsive to Item 1 of your request.

Attached you will find a copy of CAPECO’s SPCC Plan, dated October 7, 1999, that was in effect at the time of the October 23, 2009 incident. Please be aware that this document was not submitted to EPA as the SPCC Regulation, found in 40 CFR Part 112 does not require facilities to do so.

This concludes your request. If you have any question, please submit a request to <http://www.epa.gov/foia/>

Sincerely,

A handwritten signature in blue ink, appearing to read "for Chris", is written over the word "Sincerely,".

Christopher Jimenez, Deputy Regional Incident Coordinator  
USEPA Region 2  
2890 Woodbridge Avenue  
Edison NJ 08837